

The 8th May, 1979

No. SE/B&R/Karnal/261.—Whereas the Governor of Haryana is satisfied that land specified below is needed by the Government, at public expense for a public purpose, namely, constructing Assandh Sirsal road (Section Phirni at Sirsal) in Kurukshetra District it is, therefore hereby declared that the land described in the specification below is required for the aforesaid purpose.

This declaration is made under the provisions of section 6 of the Land Acquisition Act, 1894, to all whom it may concern and under the provisions of section 7 of the said Act, the Land Acquisition Collector, P.W.D., B. & R. Branch, Ambala Cantt, is hereby directed to take order for the acquisition of the said land.

Plans of land may be inspected in the offices of the Land Acquisition Collector, Haryana, P.W.D., B. & R. Branch, Ambala Cantt. and Executive Engineer, Provincial Division, No. II Karnal.

SPECIFICATION

District	Tehsil	Village	Area in Acres	Boundary	
Kurukshetra	Kaithal	Sirsal	6.09	47	
				16/1, 16/2, 15/27, 17	As demar- cated at the spot.
				48	
				24, 25, 48/23	
				54	
				2/1, 2/2, 3, 4, 8, 9, 12, 19, 22	
				68	
				2, 9, 12, 19, 20, 21, 22,	
				77	
				1, 2, 9, 10/1, 10/2, 11, 12, 13, 1456, 16, 17, 18, 19, 20/2, 24, 25	
				78	
				27, 21/1, 1/1, 91/5, 145, 1478, 1455	

No. SE/B&R/Karnal/262/R.—Whereas the Governor of Haryana is satisfied that land specified below is needed by Government at public expense for public purpose namely, approach road to village Ugra Kheri in Karnal District, it is hereby declared that the land described in the specification below is required for the aforesaid purpose.

This declaration is made under the provisions of Section 6 of the Land Acquisition Act, 1894, to all whom it may concern and under the provisions of Section 7 of the said act the Land Acquisition Collector, PWD, B&R Branch, Haryana, Ambala Cantt, is hereby directed to take orders for the acquisition of the said land.

Plans of the land may be inspected in the offices of the Land Acquisition Collector, Haryana, PWD, B&R Branch, Ambala Cantt. and the Executive Engineer, Construction. Division., PWD, B&R Branch, Panipat.

SPECIFICATION

District	Tehsil	Village	Area in Acres	Remarks/Boundry
Karnal	Panipat	Ugnakheri	3.00	29 30
			21	9, 12, 13 13
				1 2

District	Tehsil	Village	Area in Acres	Remarks/Boundary
Karnal	Panipat	Ugna Kheri	3.00	30
				$\begin{array}{cccccc} 14, & 17 & 17 & 18, & 24 & 25 & 25 \\ \hline & 1 & 2 & & 1 & 1 & 2 \end{array}$
				40
				$\begin{array}{ccccccc} 1 & 1 & 2, & 8, & 9 & 9 & 10, 12, 13 & 13 \\ \hline 1 & 2 & & & 1 & 2 & & 1, 2 \end{array}$
				40
				$\begin{array}{cccccc} 14, 16, & 17 & 17 & 24 & 25 & 25 \\ \hline & 1 & 2 & 1 & 1 & 2 \end{array}$
				49
				$\begin{array}{ccccccc} 1 & 1 & 2, & 9 & 9 & 9 & 9 & 9 \\ \hline 1 & 2 & & 1 & 1 & 1 & 2 & 6 \\ & & & 2 & 3 & 4 & & \end{array}$
				89, 119, 127, 488, 491, 492, 493

The 9th May, 1979

No. S.E.Karnal/ B & R/601/R.—Whereas it appears to the Governor of Haryana that land is likely to be needed to be taken by Government, at public expenses, for public purpose, namely, for the construction of road from Karnal Indri Ladwa road to Abdulapur in Karnal District, it is hereby notified that the land in the locality specified below is likely to be acquired for the above purpose.

This notification is made under the provision of section 4 of the Land Acquisition Act, 1894, for all to whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor of Haryana is pleased to authorise the officers, for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested who has any objection to the acquisition of the land in the locality may within thirty days of the publication of this notification file an objection in writing before the land Acquisition Collector, P.W.D., B. and R. Branch, Ambala Cantt.

SPECIFICATION

District	Tehsil	Village	Area in Acres	Khasra No.
Karnal	Karnal	Salaru 59	2.4	12
				$\begin{array}{c} \hline 21/1, 21/2, 22 \\ \hline \end{array}$
				14
				$\begin{array}{c} \hline 1, 2/1, 2/2, 3/1, 3/2, 4/1, 4/2, 5, \\ \hline \end{array}$

District	Tehsil	Village	Area in Acres	Khasra No.
Karnal	Karnal	Salaru 59	2.4— Concl'd	14 6/1, 6/2, 7, 8 15 9, 10/1, 10/2, 11, 12/1, 12/2, 13/1, 15 13/2, 14, 16/1, 16/2, 17, 18 16 20/1, 20/2, 21, 22, 23/1, 51/1, 56, 87
Do	Do	Kurali	0.44	48 23, 24, 25/1, 25/2 49 21/1, 21/2 56, 77, 83, 84, 288, 289, 290, 304

The 4th May, 1979

No. S.E./B. & R./Karnal/602R.—Whereas it appears to the Governor of Haryana that land is likely to be needed to be taken by the Government, at public expenses, for a public purpose, namely, constructing an approach road from Manpura to Kurlan in Karnal District, it is hereby notified that the land in the locality specified below is likely to be required for the above purpose.

This notification is made under the provision of section 4 of the Land Acquisition Act, 1894 for all to whom it may concern. In exercise of the powers conferred by the abovesaid section, the Governor of Haryana hereby authorises the officers for the time being engaged in the undertaking, with their servants and workmen, to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested who has any objection to the acquisition of any land in the locality within thirty days after the date on which public notice of the substance of this notification is given in the locality file an objection, in writing before the Land Acquisition Collector, Public Works Department, B. and R. Ambala Cantt.

District	Tehsil	Village	Area in acres	Khasra No.
Karnal	Karnal	Kurlan	18.12	72 22/2, 22/3, 22/4 84 16/2, 25/1, 25/2 85 10/2/1, 10/2/2, 10/2/3, 10/2/4, 10/2/5, 10/2/6, 10/2/7, 10/2/8, 10/2/9, 10/2/10, 10/2/11, 10/2/12, 10/2/13, 10/2/13, 10/2/14, 16/2, 25/1, 25/2, 11/2/1, 11/2/2, 11/2/3, 11/2/4, 11/2/5

District	Tehsil	Village	Area in acres	Khasra No.
Karnal	Karnal	Kurlan	18.12	106
				10/2/1, 10/2/2, 10/2/3, 10/2/4, 10/2/5, 10/2/6, 10/2/7, 10/2/8, 10/2/9, 10/2/10, 10/2/11, 10/2/12, 10/2/13, 10/2/14, 10/2/ 15, 12/2/1, 12/2/2, 12/2/3, 12/2/4, 12/2/ 5, 12/2/6, 18/2/1, 18/2/2, 18/2/3, 18/2/4, 18/2/5, 18/2/6, 18/2/7, 18/2/8, 24, 27
				107
				5/2/1, 5/2/2, 5/2/3, 5/2/4, 5/2/5, 5/2/6, 5/2/7, 5/2/8, 5/2/9, 5/2/10, 5/2/11, 5/2/12
				120
				1/1, 1/2, 2, 9/1, 9/2, 9/3, 10, 12, 13/1, 13/2, 14, 17, 18, 24, 25/1, 25/2
				138
				1, 9/1, 9/2, 10, 12, 13/1, 13/2, 17/1, 17/2, 18, 24, 25/1, 25/2
				139
				5/1, 5/2
				152
				5
				153
				1/1, 1/2, 2, 8, 9/1, 9/2, 10, 12, 13/1, 13/2, 14, 16/2, 17/1, 17/2, 18, 24, 25/1, 25/2
				154
				21
				165
				21
				166
				1/1, 1/2, 2, 9/1, 9/2, 10, 12, 13/1, 13/2, 17/1, 17/2, 24, 25/1, 25/2
				167
				5
				182
				5
				183
				1/1, 1/2, 9, 10/1, 10/2, 10/3, 11, 12/1, 12/2, 18, 19, 23/1, 23/2
				191
				3, 4/1, 4/2, 6, 7/1, 7/2, 7/3, 14, 15/1, 15/2, 16/1, 16/2, 25/1, 25/2

District	Tehsil	Village	Area in acres	Khasra No.
				192
				202
				21
				5
				203
				1/1, 1/2, 9/1, 9/2, 10, 12, 13, 17/2, 18/1 18/2, 18/3, 23, 24/1, 24/2, 25
				208
				10/1, 10/2, 11, 12
				209
				3, 4, 5, 6/1, 6/2
				211, 212, 215, 216, 217, 223, 226, 227, 229, 232, 233, 239, 240, 242, 245, 247, 250, 252, 253, 254, 332, 333, 338, 339, 341, 342, 347, 348, 349, 351, 352, 353, 355, 356, 358, 359, 360, 361, 362, 363, 364, 365, 371, 472, 373, 374, 375, 376, 377, 379, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 366, 367, 368, 431, 440, 455, 458, 464, 465, 467, 468, 476, 380.

The 9th May, 1979

No. SE/B.&R./Karnal/603/R.—Whereas it appears to the Governor of Haryana that land is likely to be needed to be taken by the Government at public expenses for a public purpose namely, for the construction of a road Chagaon to Gumthala Rao, it is hereby notified that the land in the locality specified below is likely to be acquired for the above purpose.

This notification is made under the provision of section 4 of the Land Acquisition Act, 1894, for all to whom it may concern. In exercise of the powers conferred by the aforesaid section, the Governor of Haryana is pleased to authorise the officers for the time being engaged, in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested who has any objection to the acquisition of any land in the locality may within 30 days of the publication of this notification, file an objection in writing before the Land Acquisition Collector, PWD B. and R. Branch, Ambala Cantt.

SPECIFICATION

District	Tehsil	Village	Area in acres	Khasra No.
Karnal	Karnal	Chogaon No. 7	3.37	3
				12, 13, 18/1, 18/2, 19/1, 19/2, 20, 21/1, 21/2, 22, 26
				4
				10
				25
				25/1, 25/2

District	Tehsil	Village	Area in acres	Khasra No.
Karnal	Karnal	Chogan No. 7	3.37	11
				4/2, 5/1, 5/2, 6, 7/1, 7/2, 7/3, 12/1, 13/1, 13/2, 18/1, 18/2, 19, 20, 21, 12/2, 22 22 1, 2 12 22 23 1/1, 1/1, 1/2, 4/3, 5, 6, 7/1 to 7/11 27 2/1, 2/2 to 2/13, 9/1 to 9/10 41, 43, 44, 46, 60, 61, 62, 63, 64, 130, 134, 141, 146/1, 133. 3 4 20, 21/1, 16/1 10 4, 6, 7/1, 7/2, 8, 12, 13/1, 13/2, 14, 18, 19/1, 19/2, 20, 21/1, 21/2. 13 14 1 4, 5/1, 5/2, 6, 7/1, 7/2, 8, 13/1 13/2, 14, 12/1, 12/2, 18, 19/1 19/2, 20/1, 20/2, 21/1, 21/2. 15 17 18 25/1, 25/2 5 1 29, 32, 33, 34, 36, 37
R. shetra	Thanesar	Rao No. 20	2.88	
				6.25 Acres

The 31st May, 1979

No. SE/PWD/B&R/Karnal/604/R.—Whereas it appears to the Governor of Haryana that land is likely to be needed to be taken by the Government, at public expenses, for a public purposes, namely, for the construction of Islam Nagar approach road, it is hereby notified that the land in the locality specified below is likely to be acquired for the above purpose.

This notification is made under the provision of section 4 of the Land Acquisition Act, 1894, for all to whom it may concern.

In exercise of the powers conferred by the aforesaid section, the Governor of Haryana is pleased to authorise the officers for the time being engaged in the undertaking with their servants and workmen to enter upon and survey any land in the locality and do all other acts required or permitted by that section.

Any person interested who has any objection to the acquisition of any land in the locality may within 30 days of the publication of this notification, file an objection in writing before the Land Acquisition Collector, P. W. D., B. & R. Branch, Ambala Cantt.

SPECIFICATION

District	Tehsil	Village	Area in Acres	Khasra No.
Karnal	Karnal	Nanheda	5.16	11
				20, 21/1, 21/2, 22

District	Tehsil	Village	Area in acres	Khasra No.
Karnal	Karnal	Nauluda— concl'd		12 16, 17/1, 17/2, 25/1, 25/2, 2 16 1, 2/1, 2/2, 3/1, 3/2, 4, 5, 6, 7 17 1, 6/2, 7, 8, 9/1, 9/2, 9/3, 10/1, 10/2, 17 13, 14, 15
Do	Do	Khadar- Indri	5.16	18 11/1, 11/2, 12/1, 12/2, 13, 14, 15, 16/1, 18 16/2, 16/3, 17, 18 19 20/1, 20/5, 20/2 to 4 23 20 1, 2, 3, 6 to 9 24 2/1, 2/2, 3/1, 3/2, 3/3 to 5, 4/1, 4/2 to 10, 24 5/1, 5/2, 5/3 to 12 52, 55, 56, 57, 58, 59, 60, 61, 62, 64, 65, 77, 80, 81, 86, 91 to 117, 132, 133, 134, 136, 139
Do	Do	Kalri-Khalsa	3.94	35 36 23, 24, 25/1, 25/2, 21 to 25 37 21, 22, 23, 24/1, 24/2, 25 38 21, 22/1, 22/2, 23/1, 23/2, 24/1, 24/2, 24/3, 38 25/1, 25/2 39 40 41 21/1, 21/2, 22 1, 2/1, 2/2, 3, 1, 2, 3, 4, 5, 6/2

District	Tehsil	Village	Area in acres	Khasra Nos.		
Karnal	Karnal	Kalri-Khajsa—concl'd		42	43	44
				1 to 4, 5/1	1 to 5	3, 4/1, 4/2, 4/3, 5
		Islam Nagar,	2.63	64, 67, 76, 77, 78 to 81	19	
		42		11, 16/1, 16/2 to 5, 17, 18, 19/1, 19/2,		
				19		
				20, 23, 24, 25/1, 25/2, 25/3, 25/4 to 7		
				20		
				8, 9, 10/1, 10/2, 11, 13/1, 14/1, 14/2,		
				20		
				15, 16, 13/2		
				21		
				3/1, 3/2, 4, 5, 6/1, 6/2, 7		
				42, 49, 52		
		Total	11.73			

CORRIGENDUM

No.——— In Haryana Government, Public Works Department, Buildings and Roads Branch Circle, Karnal, notification No. SE/11/PWD/B&R/Karnal/Circle/152, dated 7th December, 1971, under Section 4 of L. A. Act published in the Haryana Gazette, dated 21st December, 1971, Village Rasulpur Khurd and Rasulpur Kalan be read instead of Village Rasulpur Kalan under the col. of locality/village and Hadbast under the Main head specification.

No.——— In Haryana Government, Public Works Department, Building and Roads Branch Circle, Karnal Notification No. SE/PWD/B&R/Karnal/109, dated 3rd January, 1974, under section 6 of the Land Acquisition Act published in the Haryana Government Gazette, dated 15th January, 1974, Village Rasulpur Khurd and Rasulpur Kalan be read instead of Village Rasulpur Kalan under the col. of locality/village and Hadbast under the main head specification.

(Sd.) . . . ,
Superintending Engineer,
Karnal Circle.

LABOUR DEPARTMENT

The 30th May, 1979

No. 11(112)3Lab-79/5425.—In pursuance of the provisions of section 17 of the Industrial Dispute Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s Amar Singh Saw Mills, Yamunanagar :—

BEFORE SHRI NATHU RAM SHARMA, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 29 of 1978

Between

THE WORKMAN AND THE MANAGEMENT OF M/S AMAR SINGH SAW MILLS,
YAMUNANAGAR

Present.—

Shri Balbir Singh, for the workmen.

Shri W. C. Sharma, for the management.

AWARD

By order No. 1D/5927, dated 8th February, 1978, the Governor of Haryana referred the following disputes between the management of M/s Amar Singh Saw Mills, Yamunanagar and its workmen to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

- (1) Whether the wages of the workers should be increased? If so, with what details?
- (2) Whether the workmen are entitled to grant of bonus for the year 1976-77? If so, with what details?

And the case was fixed for the evidence of the workmen. Thereafter the parties negotiated a settlement and obtained four adjournments for the settlement, which was finally arrived at. The settlement has been admitted by both the parties. I have gone through the settlement which is just and fair.

Dispute No. 1 related to increase of wages of the workers. With respect to this demand the workmen signatories to the settlement wanted to close down the factory and thereupon the management retrenched them. Although retrenchment notices were withdrawn by the management as they wanted to run their factory, but the signatories to this settlement were not desirous of working in the factory and were desirous of being relieved from the services of the management. Hence it was settled that the workmen signatories to this settlement Exhibit MW-1, shall be paid retrenchment compensation as per section 25 (f) of the Industrial Disputes Act taking into consideration their length of service and they shall have no right of re-employment. The workmen who have completed more than five years continuous service shall be paid Gratuity also in accordance with the provisions of the Payment of Gratuity Act 1972.

Although the above said settlement is beyond the scope of reference, but it shall bind the parties to the settlement, as they themselves have settled the dispute.

As regards dispute No. 2 relating to grant of bonus for the year 1976-77, the management shall pay bonus up-to-date when declared in accordance with the provisions of Payment of Bonus Act.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

Dated 16th May, 1979

No. 394, dated 18th May, 1979

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, is required under section 15 of the Industrial Disputes Act, 1947.

NATHU RAM SHARMA,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 11(112)-3Lab-79/5460.—In pursuance of the provision of section 17 of the Industrial Dispute Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court Rohtak, in respect of the dispute between the Workmen and the management of M/s Ess Bee Lable Co., Sonapat :—

BEFORE SHRI BABU RAM GOYAL, PRESIDING OFFICER, LABOUR COURT,
HARYANA, ROHTAK

Reference No. 79 of 78

between

SMT. MEERA, WORKMEN AND THE MANAGEMENT OF M/S ESS BEE LABLE
CO., SONEPAT

Present.—Shri Sharda Nand Solanki for the workman.

No one for the management.

AWARD

By order No. 1D/RTK/20-78/22409, dated 12th May, 1978, the Governor of Haryana referred the following dispute between the management of M/s Ess Bee Lable Co., Sonapat and its workman Smt. Meera to this Court, for adjudication in exercise of the powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

“Whether the termination of services of Smt. Meera was justified and in order? If not, to what relief is she entitled?

On receipt of order of reference, notices were issued to the parties and the parties filed their pleadings. On the pleadings of the parties the following issues were framed by my learned Predecessor on 4th October, 1978 :

- (1) Whether the reference is hit by the clause of Punjab Shops and Commercial Establishments Act, 1958?
- (2) Whether the workman absented herself for a longer period than allowed by rules? If so, to what effect?
- (3) Whether this Court has not jurisdiction to entertain the present reference?
- (4) Whether the termination of service of the workman was justified and in order?
- (5) If not, to what relief is she entitled?

And the case was fixed for the evidence of the management but on 26th March, 1979, the representatives of the parties stated that the parties have arrived at mutual settlement and on 3rd May, 1979, Shri Sharda Nand Solanki, representative of the workman stated that the workman has settled her claim with the management and the reference may be filed.

In these circumstances I hold that the termination of services of the workman was justified and in order and she is not entitled to any further relief.

Dated 18th May, 1979.

BABU RAM GOYAL,
Presiding Officer,
Labour Court, Haryana, Rohtak.

Endst. No. 1181/Ref. No. 79 of 78, dated 18th May, 1979, dated 22nd May, 1979

Forwarded (four copies) to the Secretary to Government, of Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes, Act.

BABU RAM GOYAL,
Presiding Officer,
Labour Court, Haryana, Rohtak.

No. 11(112)-3Lab-79/5461.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workman and the management of M/s. Atlantic Engineering Services Private Ltd., Mathura Road, Faridabad :—

BEFORE SHRI BABU RAM GOYAL, PRESIDING OFFICER, LABOUR COURT,
HARYANA, ROHTAK

Reference No. 61 of 1977

between

SHRI HARISH CHAND SHARMA. WORKMAN AND THE MANAGEMENT OF
M/S. ATLANTIC ENGINEERING SERVICES PRIVATE LTD., MATHURA
ROAD, FARIDABAD

Present :

Sh. Harish Chand Sharma, workman in person.

Sh. Baljit Singh, for the management.

AWARD

By order No. ID/FD/1094-876/23006, dated 13th June, 1977, the Governor of Haryana referred the following dispute between the management of M/s Atlantic Engineering Services Private Ltd., Mathura Road, Faridabad and its workman Sh. Harish Chand Sharma to this Court, for adjudication in exercise of the powers conferred by clause (c) of sub-section (1) of the Industrial Disputes Act, 1947.

“Whether the termination of services of Shri Harish Chand was justified and in order? If not, to what relief is he entitled?

On receipt of order of reference, notices were issued to the parties and the parties filed their pleadings, on which the following issues were framed by my learned predecessor on 16th November, 1977:—

1. Whether the reference is bad in law for the reasons stated in paragraph 3 of the preliminary objections of the written statement ?
2. Whether the workman is not entitled to any relief for the reasons stated in paragraph 1 of the preliminary objections of the written statement ?
3. Whether the workman abandoned his job voluntarily by way of absenting himself from duty ?
4. If not as per reference ?
5. Whether the workman had been gainfully employed after 5th August, 1976 ? If yes, to what effect ?

The parties adduced their evidence in support of their case. When the case was fixed for the rebuttal evidence of the workman. The workman made a statement on 9th February, 1979 :—

“That he has arrived at an amicable settlement with the management where by the management agreed to pay the workman Rs. 2,000/- in full and final settlement of his claim for reinstatement and back wages including earned wages, leave wages, gratuity, etc., all other dues which may be outstanding against the management.”

The amount has been paid to the workman in the Court on 1st March, 1979 and the workman has received the same.

In view of the above mutual settlement I answer the award that the compensation for reinstatement and back wages, etc., having been paid to the workman, nothing remains to be done in the case of the workman in this reference and I hold that the workman is not entitled to any further relief.

BABU RAM GOYAL,

Dated the 16th May, 1979.

Presiding Officer,
Labour Court, Haryana,
Rohtak.

Endst. No. 1180, dated 20th May, 1979/Ref. 61 of 1977, dated 16th May, 1979

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

BABU RAM GOYAL,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

No. 11(112)3Lab-79/5462.—In pursuance of the provision of section 17 of the Industrial Dispute Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Rohtak, in respect of the dispute between the workman and the management of M/s The Sonapat Cooperative Sugar Mills, Ltd. Sonapat.

BEFORE SHRI BABU RAM GOYAL, PRESIDING OFFICER, LABOUR COURT,
HARYANA, ROHTAK.

Reference No. 162 of 1978

between

SHRI OM PARKASH, WORKMAN AND THE MANAGEMENT OF M/S THE MANAGING DIRECTOR, M/S. THE SONEPAT CO.-OP. SUGAR MILLS LTD., SONEPAT

Present:—

Sh. S. N. Vats, for the workman.

Sh. Ajeet Singh, for the management.

AWARD

By order No. ID/RTK/69-78/33428, dated 18th February, 1978, the Governor of Haryana referred the following dispute between the Managing Director, M/s Sonapat Co-op. Sugar Mills Ltd., Sonapat and Shri Om Parkash to this court, for adjudication in exercise of powers conferred by clause (c) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947.

“Whether the termination of services of Sh. Om Parkash was justified and in order? If not, to what relief is he entitled?”

On receipt of order of reference, notices were issued to the parties. The parties filed their pleadings. On pleadings of parties the following issues were framed by my learned predecessor on 2nd January, 1979 :—

1. Whether the termination of services of the workman was justified and in order?
2. If not to what relief is he entitled?

And the case was fixed for the evidence of the management for 3rd February, 1979 but after some adjournments Sh. Ajeet Singh authorised representative of the management filed settlement on 3rd May, 1979 and statements of the parties were recorded. The workman Sh. Om Parkash stated that :

The management has agreed to reinstate me in service with continuity of service but without back wages. The in between period of termination and reinstatement will be treated as period of leave without pay. I am a reasonable workman and I agreed to resume my duties at the commencement of the season 1979-80 and whenever all other employees called I will also be called and I will report for duty. The present reference may be filed as agreement Ex. M-1 in full and final settlement.

Sh. Ajeet Singh, authorised representative of the management stated that :

“I have heard the statement of the workman which is correct, the workman will be reinstated with continuity of service but without backwages and the in between period of termination and reinstatement will be treated as period of leave without pay and the workman will be asked to resume his duty at the commencement of the season 1979-80.”

In view of the statements of the parties I answer the award that the termination of service of the workman was not justified and he is ordered to be reinstated as per settlement arrived at between the parties and the statement recorded and referred to above.

Dated the 18th May, 1979

BABU RAM GOYAL,

Presiding Officer,
Labour Court, Haryana,
Rohtak.

Endst. No. 1176, dated 22nd May, 1979, Ref. 162 of 78, dated 18th May, 1979

Forwarded (four copies) to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the I.D. Act.

BABU RAM, GOYAL,

Presiding Officer,
Labour Court, Haryana,
Rohtak.